

## Message Text

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42

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O 071450Z JUL 76

FM AMEMBASSY MADRID

TO SECSTATE WASHDC IMMEDIATE 6312

C O N F I D E N T I A L MADRID 5250

STADIS////////////////////////////////////

E.O. 11652: GDS

TAGS: MARR, PFOR, SP, US

SUBJECT: TREATY OF FRIENDSHIP AND COOPERATION--STRUCTURAL ARRANGEMENTS

REF: (A) MADRID 5210, (B) MADRID 1881

1. I NOW UNDERSTAND THAT AMBASSADOR ROVIRA WOULD LIKE TO SCHEDULE THE FIRST DISCUSSION WITH ME OF THE STRUCTURAL ARRANGEMENTS UNDER THE NEW TREATY FOR THIS FRIDAY AFTERNOON, JULY 9. I WOULD THEREFORE LIKE TO KNOW AS SOON AS POSSIBLE WHETHER I CAN EXPECT TO HAVE INSTRUCTIONS BY THAT TIME.

2. THE EMBASSY'S RECOMMENDATIONS MADE IN EARLY MARCH (REFTEL B) CONTINUE TO MEET THE ESSENTIAL SPANISH REQUIREMENTS AS THEY HAVE BEEN EXPRESSED TO US INFORMALLY BY THE FOREIGN MINISTRY, WITH ONE NOTABLE EXCEPTION. THIS RELATES TO THE JOINT COMMITTEE FOR POLITICO-MILITARY ADMINISTRATIVE AFFAIRS (PARA. 6G AND L OF REFTEL B). THE FOREIGN MINISTRY TELLS US THAT THEIR MILITARY COLLEAGUES HAVE ACCEPTED IN RECENT MEETINGS THE IDEA OF CIVILIAN CHAIRMANSHIP (SPANISH AND U.S.) OF THIS JOINT COMMITTEE. (FOR THE SPANISH, THIS WOULD MEAN DRAWING THE CHAIRMAN FROM THE FOREIGN MINISTRY.) HOWEVER, THEY ARE UNEASY AT THE PROSPECT OF HAVING COEQUAL CIVILIAN AND MILITARY REPRESENTATION UNDER THE CIVILIAN CO-CHAIRMAN. IT APPEARS THAT THEIR CONCERNS MIGHT BE MET BY PROVIDING THAT THE US AND SPANISH CIVILIAN COCHAIRMAN WOULD BE

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ASSISTED (AS IS THE CASE WITH THE COUNCIL ITSELF) BY PERMANENT

MILITARY REPRESENTATIVES, WHO MIGHT BE THE CHIEF OF JUSMG AND A SPANISH GENERAL OFFICER OF EQUIVALENT RANK. PROVISION COULD ALSO THEN BE MADE THAT THE COCHAIRMAN AND THEIR PERMANENT MILITARY REPRESENTATIVES WOULD BE REPRESENTED FOR THE CONDUCT OF DAY-TO-DAY BUSINESS OF THE JOINT COMMITTEE BY APPROPRIATE DIPLOMATIC AND MILITARY REPRESENTATIVES WHO WOULD ALSO ENJOY DECISION-MAKING AUTHORITY. SUCH REPRESENTATIVES WOULD PRESUMABLY BE THE CO-DIRECTORS OF THE NEW PERMANENT SECRETARIAT (A COUNSELOR-LEVEL OFFICER OF THE FOREIGN MINISTRY AND THE EMBASSY POL/MIL COUNSELOR), PLUS MILITARY OFFICERS SUBORDINATE TO CHIEF JUSMG AND HIS DESIGNATED SPANISH COUNTER-PART.

3. A SOLUTION ALONG THESE LINES, WHILE CUMBERSOME, COULD SATISFY MILITARY CONCERNS ABOUT RELATIVE RANKS OF MILITARY AND CIVILIAN REPRESENTATIVES AND THEIR INTEREST IN AVOIDING ASSERTION OF CIVILIAN AUTHORITY OVER THOSE ELEMENTS OF THE COMMITTEE'S BUSINESS WHICH MIGHT BE PURELY MILITARY.

4. THIS MAY WELL NOT BE A FINAL SOLUTION, AND WE WILL WANT TO MAINTAIN SOME FLEXIBILITY ON OUR SIDE TO MEET SPANISH CONCERNS. STILL, IT WOULD BE USEFUL TO HAVE A REACTION TO THIS LATEST INFORMAL SPANISH FOREIGN MINISTRY SUGGESTION.  
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